



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/759,215	01/16/2001	Thomas W. Krause		1823

7590 06/13/2002
PHILIP R. KRAUSE
9437 SEVEN LOCKS ROAD
BETHESDA,, MD 20817

EXAMINER

VU, KIM Y

ART UNIT	PAPER NUMBER
----------	--------------

2172

DATE MAILED: 06/13/2002

Please find below and/or attached an Office communication concerning this application or proceeding.

DETAILED ACTION

This is in response to the preliminary amendment filed in Paper No. 4, in which a change in inventorship has been requested under 37 CFR 1.48(c).

The request to correct the inventorship in this nonprovisional application under 37 CFR 1.48(c) requesting addition of an inventor(s) is deficient because:

The statement of facts by an inventor or inventors to be added or deleted does not explicitly state that the inventorship error occurred without deceptive intent on his or her part or cannot be construed to so state.

The applicants are requested to provide a statement "that the inventorship error occurred without deceptive intention on his or her part.

For the applicants' convenience the relevant section of 37 CFR 1.48 is provided hereinbelow:

(c) Nonprovisional application —inventors added for claims to previously unclaimed subject matter . If a nonprovisional application discloses unclaimed subject matter by an inventor or inventors not named in the application, the application may be amended to add claims to the subject matter and name the correct inventors for the application. If the application is involved in an interference, the amendment must comply with the requirements of this section and must be accompanied by a motion under § 1.634.

Amendment of the inventorship requires:

- (1) A request to correct the inventorship that sets forth the desired inventorship change;*
- (2) A statement from each person being added as an inventor that the addition is necessitated by amendment of the claims and **that the inventorship error occurred without deceptive intention on his or her part;***
- (3) An oath or declaration by the actual inventors as required by § 1.63 or as permitted by §§ 1.42, 1.43, or § 1.47;*
- (4) The processing fee set forth in § 1.17(i); and*
- (5) If an assignment has been executed by any of the original named inventors ,the written consent of the assignee (see § 3.73(b) of this chapter).*

Contact Information

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Hosain T Alam whose telephone number is (703) 308-6662. The examiner can normally be reached on Monday-Thursday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Kim Y Vu can be reached on (703) 305-4393. The fax phone numbers for the organization where this application or proceeding is assigned are (703) 308-6606 for regular communications and (703) 308-6606 for After Final communications.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 305 3800.

Additional Telephone Number for Contact are:

TC 2100- After Finals number is	703-746-7238
TC 2100 Official Fax number is	703-746-7239
TC 2100- Customer Service Center	703-746-7240



Hosain T. Alam
Primary Examiner
Art Unit 2172

June 13, 2002